

City Council

Motion without Notice

MM3.11	ACTION			Ward: 1
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60 and 70 Esther Lorrie Drive - Reallocation of Section 37 Funds Received from the Development - by Councillor Michael Ford, seconded by Councillor Frances Nunziata

** Notice of this Motion has not been given. A two-thirds vote is required to waive notice.*

**This Motion is subject to referral to the Etobicoke York Community Council. A two-thirds vote is required to waive referral.*

** This Motion has been deemed urgent by the Chair.*

Recommendations

Councillor Michael Ford, seconded by Councillor Frances Nunziata, recommends that:

1. City Council request the Director, Community Planning, Etobicoke York District, to bring forward a Zoning By-law Amendment to the Etobicoke York Community Council pertaining to 60 and 70 Esther Lorrie Drive, to amend the Section 37 provisions of By-law 995-2009 and authorize that a cash payment of \$150,000 (plus indexing and any accrued interest) be allocated for local park improvements and other community services and facilities as determined by the Ward Councillor in consultation with the Chief Planner and Executive Director, City Planning.
2. City Council direct that notice for the statutory public meeting under the Planning Act be given according to the regulations under the Planning Act.
3. City Council request the City Solicitor to prepare agreements amending the respective Section 37 agreement to secure the amended Section 37 community benefits resulting from Parts 1 and 2 above.

Summary

For the lands known municipally as 60 and 70 Esther Lorrie Drive, approved in 2009 for redevelopment, the City secured \$150,000 in Section 37 funds for improvements to Sunnysdale Acres Park. The funds were secured by a Section 37 Agreement registered on title, between the City and TMDL (60 Esther Lorrie) Inc.

A payment of \$150,000 has been received and remains unspent. It has been determined that funds are no longer required for Sunnysdale Acres Park as the playground was replaced in 2010 using funding from the Provincial and Federal Government through the Recreation Infrastructure Canada Program, which helped fund upgrades and improvements to recreational infrastructure in Ontario. Parks staff have confirmed that there are no further improvements

required at Sunnydale Acres Park. There is, however, an urgent need to utilize these funds for other local park improvements.

This Motion recommends that the Section 37 provisions of the site-specific Zoning By-laws be amended to specify that any of the secured and uncommitted funds may be used for local park improvements and other community services and facilities as determined by the Ward Councillor in consultation with of the Chief Planner and Executive Director, City Planning.

Background Information (City Council)

Member Motion MM3.11